

to 34 nays (Vote No. 142), Senate tabled the amendment.) **Pages S4948–50, S4954–55**

A unanimous-consent agreement was reached providing for consideration of certain first-degree amendments; provided further, that if cloture is invoked on the bill, and if any of the amendments have not been offered prior to the expiration of time under rule XXII, then it be in order to call up any such amendment prior to third reading of the bill; and that it be in order to consider a manager's amendment, which has been cleared by both managers. **Pages S5029–30**

A unanimous-consent agreement was reached providing for further consideration of the bill at 8:30 a.m., on Wednesday, May 24, 2006, that Senator McConnell be recognized to offer amendment No. 4085, with the time until 9:30 a.m., equally divided between Senators McConnell and Reid or his designee, followed by a vote in relation to the amendment, with no second-degree amendments in order prior to the vote; that following that vote, Senate proceed to vote on the motion to invoke cloture on the bill; provided further, that following the vote on the motion to invoke cloture on the bill, the next first degree amendment in order be Lieberman Amendment No. 4036. **Pages S5029–30**

A unanimous-consent agreement was reached providing that second-degree amendments be filed no later than 10 a.m., on Wednesday, May 24, 2006, under rule XXII. **Pages S5029–30**

Legislative Transparency and Accountability: Senate disagreed to the amendments of the House to S. 2349, to provide greater transparency in the legislative process, requested a conference with the House thereon, and the Chair was authorized to appoint the following conferees on the part of the Senate: Senators Lott, Stevens, McConnell, Dodd, and Inouye. **Page S5027**

Escort Committee—Agreement: A unanimous-consent agreement was reached providing that the President of the Senate be authorized to appoint a committee on the part of the Senate to join with a like committee on the part of the House of Representatives to escort His Excellency, Ehud Olmert, Prime Minister of Israel, to the House Chamber for the joint meeting on Wednesday, May 24, 2006. **Page S5029**

Nominations Received: Senate received the following nominations:

Richard E. Hoagland, of the District of Columbia, to be Ambassador to the Republic of Armenia.

Clifford M. Sobel, of New Jersey, to be Ambassador to the Federative Republic of Brazil.

Routine lists in the Army, Coast Guard, Marine Corps, Navy. **Pages S5042–43**

Messages From the House: **Page S4962**

Measures Referred: **Page S4962**

Executive Communications: **Pages S4962–63**

Executive Reports of Committees: **Pages S4963–65**

Additional Cosponsors: **Pages S4967–68**

Statements on Introduced Bills/Resolutions: **Pages S4968–72**

Amendments Submitted: **Pages S4972–S5026**

Notices of Hearings/Meetings: **Page S5026**

Authorities for Committees to Meet: **Page S5026**

Privileges of the Floor: **Pages S5026–27**

Record Votes: Five record votes were taken today. (Total—142) **Pages S4936, S4952, S4953–54, S4954, S4955**

Adjournment: Senate convened at 9:45 a.m., and as a further mark of respect to the memory of the late Lloyd Bentsen, former United States Senator from the State of Texas, in accordance with S. Res. 489, adjourned at 8:38 p.m., until 8:30 a.m., on Wednesday, May 24, 2006. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S5030.)

Committee Meetings

(Committees not listed did not meet)

BIODEFENSE AND PANDEMIC INFLUENZA

Committee on Appropriations: Subcommittee on Homeland Security concluded a hearing to examine bio-defense and pandemic influenza preparedness issues, after receiving testimony from John M. Clerici, McKenna Long, and Aldridge, LLP, and Frank J. Cilluffo, George Washington University Homeland Security Policy Institute, both of Washington, D.C.; Scott R. Lillibridge, University of Texas Health Science Center at Houston School of Public Health; and Paul Offit, Children's Hospital of Philadelphia, Philadelphia, Pennsylvania.

FINANCIAL LITERACY

Committee on Banking, Housing, and Urban Affairs: Committee concluded a hearing to examine the status of financial literacy and financial education in the United States, focusing on the importance of financial literacy, both as a source of better decision-making by consumers and as a means of improving the functioning of financial markets, including initiatives to promote financial education and address opportunities and challenges that policymakers and financial educators face as they seek to improve financial literacy, after receiving testimony from Senator Akaka; Ben S. Bernanke, Chairman, Board of

Governors of the Federal Reserve System; Christopher Cox, Chairman, U.S. Securities and Exchange Commission; M. Cindy Hounsell, Women's Institute for a Secure Retirement, and Stephen Brobeck, Consumer Federation of America, both of Washington, D.C.; and Sarah Teslik, Certified Financial Planner Board of Standards, Inc., Denver, Colorado.

NOMINATION

Committee on the Budget: Committee ordered favorably reported the nomination of Robert J. Portman, of Ohio, to be Director of the Office of Management and Budget.

GASOLINE PRICE GOUGING

Committee on Commerce, Science, and Transportation: Committee concluded a hearing to examine if the price of gasoline is being artificially manipulated by reducing refinery capacity or by any other form of market manipulation or price gouging practices, including recommendations for Congress's consideration in its ongoing efforts to protect consumers in petroleum markets, after receiving testimony from Deborah Platt Majoras, Chairman, Federal Trade Commission; Nariman Behravesh, Global Insight, Lexington, Massachusetts; and Bob Slaughter, National Petrochemical and Refiners Association, and Mark Cooper, Consumer Federation of America, both of Washington, D.C.

BUREAU OF RECLAMATION

Committee on Energy and Natural Resources: Committee concluded a hearing to examine the National Research Council report, Managing Construction and Infrastructure in the 21st Century Bureau of Reclamation and the U.S. Bureau of Reclamation Report, Managing for Excellence: An Action Plan for the 21st Century, after receiving testimony from William E. Rinne, Acting Commissioner, Bureau of Reclamation, Department of the Interior; New Mexico State Senator H. Diane Snyder, Albuquerque, on behalf of the American Council of Engineering Companies; Lloyd A. Duscha, Reston, Virginia, on behalf of the National Research Council; Dan Keppen, Family Farm Alliance, Klamath Falls, Oregon; and Thomas F. Donnelly, National Water Resources Association, and Scott Yates, Trout Unlimited, both of Arlington, Virginia.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported the following business items:

S. 2781, to amend the Federal Water Pollution Control Act to enhance the security of wastewater treatment works, with an amendment;

S. 2023, to amend the Oil Pollution Act of 1990 to improve that Act, with an amendment in the nature of a substitute;

S. 2735, to amend the National Dam Safety Program Act to reauthorize the national dam safety program, with an amendment in the nature of a substitute;

S. 2430, to amend the Great Lakes Fish and Wildlife Restoration Act of 1990 to provide for implementation of recommendations of the United States Fish and Wildlife Service contained in the Great Lakes Fishery Resources Restoration Study, with an amendment;

S. 2912, to establish the Great Lakes Interagency Task Force, to establish the Great Lakes Regional Collaboration, with an amendment;

S. Res. 301, commemorating the 100th anniversary of the National Audubon Society, with an amendment;

S. 2832, to reauthorize and improve the program authorized by the Appalachian Regional Development Act of 1965;

S. 1509, to amend the Lacey Act Amendments of 1981 to add non-human primates to the definition of prohibited wildlife species;

S. 2041, to provide for the conveyance of a United States Fish and Wildlife Service administrative site to the city of Las Vegas, Nevada;

S. 2127, to redesignate the Mason Neck National Wildlife Refuge in the State of Virginia as the "Elizabeth Hartwell Mason Neck National Wildlife Refuge";

S. 2650, to designate the Federal courthouse to be constructed in Greenville, South Carolina, as the "Carroll A. Campbell, Jr. Federal Courthouse";

S. 801, to designate the United States courthouse located at 300 North Hogan Street, Jacksonville, Florida, as the "John Milton Bryan Simpson United States Courthouse"; and The nominations of Molly A. O'Neill, of Virginia, to be an Assistant Administrator of the Environmental Protection Agency, and Dale Klein, of Texas, Gregory B. Jaczko, of the District of Columbia, and Peter B. Lyons, of Virginia, each to be a Member of the Nuclear Regulatory Commission.

TRIBAL ECONOMIC DEVELOPMENT

Committee on Finance: Subcommittee on Long-Term Growth and Debt Reduction held a hearing to examine the ability of tribal governments to implement long-term, self-sustaining economic development, focusing on Tribal tax-exempt bond issues, receiving testimony from Raymond C. Etcitty, Navajo Nation Office of Legislative Counsel, Window Rock, Arizona; Lenor A. Scheffler, Best and Flanagan LLP, Minneapolis, Minnesota; Gavin Clarkson, University

of Michigan School of Information, School of Law, and Native American Studies, Ann Arbor; Scott Schickli, Orrick, Herrington and Sutcliffe LLP, Portland, Oregon; and Wayne A. Shammel, Cow Creek Band of Umpqua Tribe of Indians, Roseburg, Oregon.

Hearing recessed subject to the call.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

S. Res. 312, expressing the sense of the Senate regarding the need for the United States to address global climate change through the negotiation of fair and effective international commitments, with amendments;

S. Res. 359, concerning the Government of Romania's ban on intercountry adoptions and the welfare of orphaned or abandoned children in Romania;

S. Res. 456, expressing the sense of the Senate on the discussion by the North Atlantic Council of secure, sustainable, and reliable sources of energy;

S. Res. 469, condemning the April 25, 2006, beating and intimidation of Cuban dissident Martha Beatriz Roque;

S. 559, to make the protection of vulnerable populations, especially women and children, who are affected by a humanitarian emergency a priority of the United States Government, with amendments;

S. 1950, to promote global energy security through increased cooperation between the United States and India in diversifying sources of energy, stimulating development of alternative fuels, developing and deploying technologies that promote the clean and efficient use of coal, and improving energy efficiency, with amendments;

S. 2125, to promote relief, security, and democracy in the Democratic Republic of the Congo;

S. 2200, to establish a United States-Poland parliamentary youth exchange program, with amendments;

S. 2566, to provide for coordination of proliferation interdiction activities and conventional arms disarmament, with an amendment in the nature of a substitute;

S. 2697, to establish the position of the United States Ambassador for ASEAN, with amendments;

The Convention on Supplementary Compensation for Nuclear Damage, with a declaration, done at Vienna on September 12, 1997, Convention Adopted by a Diplomatic Conference convened by the International Atomic Energy Agency (IAEA) and opened for signature at Vienna, September 29, 1997, during the IAEA General Conference (Treaty Doc. 107-21), with one declaration and one condition; and

The nominations of Rajkumar Chellaraj, of Texas, to be an Assistant Secretary of State for Administration, Patricia P. Brister, of Louisiana, for the rank of Ambassador during her tenure of service as the U.S. Representative on the Commission on the Status of Women of the Economic and Social Council of the United Nations, Warren W. Tichenor, of Texas, to be U.S. Representative to the Office of the United Nations and Other International Organizations in Geneva, with the rank of Ambassador, Mark C. Minton, of Florida, to be Ambassador to Mongolia, Robert F. Godec, of Virginia, to be Ambassador to the Republic of Tunisia, Robert S. Ford, of Maryland, to be Ambassador to the People's Democratic Republic of Algeria, David M. Robinson, of Connecticut, to be Ambassador to the Co-operative Republic of Guyana, Lisa Bobbie Schreiber Hughes, of Pennsylvania, to be Ambassador to the Republic of Suriname, Anne E. Derse, of Maryland, to be Ambassador to the Republic of Azerbaijan, William B. Taylor, Jr., of Virginia, to be Ambassador to Ukraine, Daniel S. Sullivan, of Alaska, to be an Assistant Secretary of State for Economic and Business Affairs, Goli Ameri, of Oregon, to be a U.S. Representative to the Sixtieth Session of the General Assembly of the United Nations, Duane Acklie, of Nebraska, to be an Alternate U.S. Representative to the Sixtieth Session of the General Assembly of the United Nations, Robert C. O'Brien, of California, to be an Alternate U.S. Representative to the Sixtieth Session of the General Assembly of the United Nations, Michael D. Kirby, of Virginia, to be Ambassador to the Republic of Moldova, John A. Cloud, Jr., of Virginia, to be Ambassador to the Republic of Lithuania, April H. Foley, of New York, to be Ambassador to the Republic of Hungary, Tracey Ann Jacobson, of the District of Columbia, to be Ambassador to the Republic of Tajikistan, Michael Wood, of the District of Columbia, to be Ambassador to Sweden, Robert Anthony Bradtke, of Maryland, to be Ambassador to the Republic of Croatia, and certain Foreign Service Officer promotion lists.

PATENT REFORM

Committee on the Judiciary: Subcommittee on Intellectual Property concluded a hearing to examine post-grant review procedures and other litigation reforms relating to patents, after receiving testimony from Mark Chandler, Cisco Systems, San Jose, California; Philip S. Johnson, Johnson and Johnson, New Brunswick, New Jersey; Nathan P. Myhrvold, Intellectual Ventures, Bellevue, Washington; John R. Thomas, Georgetown University Law Center, Washington, D.C.; and Andrew Cadel, JP Morgan Chase, New York, New York, on behalf of the Financial Services Roundtable.

BUSINESS MEETING

Select Committee on Intelligence: Committee met in closed session and ordered favorably reported the following business items:

An original bill to authorize appropriations for fiscal year 2007 for intelligence and intelligence-related activities of the United States Government, the In-

telligence Community Management Account, and the Central Intelligence Agency Retirement and Disability System; and

The nomination of General Michael V. Hayden, United States Air Force, to be Director of the Central Intelligence Agency.

Committee recessed subject to the call.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 12 public bills, H.R. 5452–5463; and 4 resolutions, H. Con. Res. 413–414; and H. Res. 833–834, were introduced. **Page H3137**

Additional Cosponsors: **Pages H3137–38**

Reports Filed: Report was filed today as follows:

H. Res. 832, providing for consideration of H.R. 5427, making appropriations for energy and water development for the fiscal year ending September 30, 2007 (H. Rept. 109–479). **Page H3137**

Speaker: Read a letter from the Speaker wherein he appointed Representative Chocoma to act as Speaker pro tempore for today. **Page H3019**

Recess: The House recessed at 9:18 a.m. and reconvened at 10 a.m. **Page H3021**

Discharge Petition: Representative Costello moved to discharge the Committee on Rules from the consideration of H. Res. 814, providing for the consideration of H.R. 4755, to amend title 49, United States Code, to modify the mediation and implementation requirements of section 40122 regarding changes in the Federal Aviation Administration personnel management system (Discharge Petition No. 13).

Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006: The House disagreed to the Senate amendment to H.R. 4939, making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and agreed to a conference. **Page H3030**

Appointed as conferees: Representatives Lewis of California, Young of Florida, Regula, Rogers of Kentucky, Wolf, Kolbe, Walsh, Taylor of North Carolina, Hobson, Bonilla, Knollenberg, Obey, Murtha, Sabo, Molloy, Olver, Visclosky, Lowey, and Edwards. **Page H3030**

Suspensions—Proceedings Resumed: The House agreed to suspend the rules and pass the following measure which was debated on Monday, May 22nd:

Palestinian Anti-Terrorism Act of 2006: H.R. 4681, amended, to promote the development of democratic institutions in areas under the administrative control of the Palestinian Authority, by a yeas-and-nays vote of 361 yeas to 37 nays with nine voting “present”, Roll No. 181. **Page H3032**

Legislative Transparency and Accountability Act of 2006: The House passed by unanimous consent S. 2349, amended, to provide greater transparency in the legislative process. **Pages H3032–39**

Agreed to strike all after the enacting clause of S. 2349 and insert in lieu thereof the provisions of H.R. 4975, as engrossed by the House. **Page H3038**

Agreed to amend the title so as to read: “To provide greater transparency with respect to lobbying activities, to amend the Federal Election Campaign Act of 1971 to clarify when organizations described in section 527 of the Internal Revenue Code of 1986 must register as political committees, and for other purposes.”. **Page H3038**

Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2007: The House passed H.R. 5384, to make appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2007, by a yeas-and-nays vote of 378 yeas to 46 nays, Roll No. 193, after agreeing to order the previous question. **Pages H3039–79, H3080–H3118**

Later, agreed to limit the number of amendments made in order for debate and the time limit for debate on each amendment. **Page H3079**

Agreed to:

Butterfield amendment to increase funding (by offset) for Rural Community Advancement Program account by \$5 million; **Page H3058**